



Order Filed on November 15, 2022  
by Clerk  
U.S. Bankruptcy Court  
District of New Jersey

UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEW JERSEY

Caption in Compliance with D.N.J. LBR 9004-2(c)

Jonathan Schwalb, Esq.  
Friedman Vartolo LLP  
1325 Franklin Avenue, Suite 160  
Garden City, NY 11530  
Attorneys for Rushmore Loan Management Services,  
LLC as servicer for U.S. Bank National Association, not  
in its individual capacity but solely as trustee for RMTP  
Trust, Series 2021 Cottage-TT-V  
P: (212) 471-5100  
Bankruptcy@FriedmanVartolo.com

IN RE:

Sharon A. Lyle  
Debtor

CASE NO.: 19-14984-MBK

CHAPTER: 13

HON. JUDGE: Michael B. Kaplan

**ORDER VACATING AUTOMATIC STAY AND CO-DEBTOR STAY**

The relief set forth on the following page numbered two (2) is hereby **ORDERED**.

**DATED: November 15, 2022**

  
Honorable Michael B. Kaplan  
United States Bankruptcy Judge

Upon the motion of Rushmore Loan Management Services, LLC as servicer for U.S. Bank National Association, not in its individual capacity but solely as trustee for RMTP Trust, Series 2021 Cottage-TT-V, on behalf of its successors and/or assigns (hereinafter collectively “Secured Creditor” and/or “Movant”) under Bankruptcy Code section 362(a) for relief from the automatic stay as to certain property as hereinafter set forth, and for cause shown, it is

**ORDERED** that the automatic stay of Bankruptcy Code Section 362(a) is vacated to permit the Movant to institute or resume and prosecute to conclusion one or more actions in the court(s) of appropriate jurisdiction to pursue the movant's rights in the following:

[x] Real property commonly known and more fully described as: 709 Compass Avenue, Beachwood, NJ 08722

**ORDERED** that the movant may join the debtor and any trustee appointed in this case as defendants in its action(s) irrespective of any conversation to any other chapter of the Bankruptcy Code; and it is further

**ORDERED**, that the stay afforded by 11 U.S.C. §362(a) be, and is hereby, modified to permit Rushmore Loan Management Services, LLC as servicer for U.S. Bank National Association, not in its individual capacity but solely as trustee for RMTP Trust, Series 2021 Cottage-TT-V, it’s successors and/or assigns, to pursue its rights under applicable state law with respect to the premises 709 Compass Avenue, Beachwood, NJ 08722; and it is further

**ORDERED** that the Co-Debtor stay in effect as it pertains to Kevin R. Lyle pursuant to section 1301(a) of the Bankruptcy Code is hereby modified to allow Movant its successors and/or assigns to commence and /or continue with a foreclose action and eviction proceeding with regard to the Premises; and it is further

**ORDERED**, that the instant order is binding in the event of a conversion; and it is further

**ORDERED**, that the trustee be informed of any surplus monies resulting from the sale of the collateral.

**ORDERED**, that the movant shall serve this order on the debtor, any trustee, and any other party who entered an appearance on the motion.